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Docket No.: 19226/2091 (R-5629)

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Paul Kostyniak and Ross Giese

Serial No. : 09/982,821

COPY OF PAPERS
ORIGINALLY FILED

Cnfrm. No. : 8272

Filed : October 18, 2001

For : NOVEL PHARMACEUTICAL FORMULATION TO LIMIT OR DELAY
SURFACE ABSORPTION

TRANSMITTAL LETTER

Commissioner For Patents
Washington, D.C. 20231
Box: Missing Parts

Dear Sir:

In response to the Notice to File Missing Parts of Application Under 37 CFR 1.53(b), which was mailed by the United States Patent and Trademark Office on November 23, 2001, enclosed are:

- ☒ A Combined Declaration and Power of Attorney.
- ☐ A Request for (One, Two or Three)-Month Extension of Time.
- ☐ Applicant claims small entity status. (See 37 CFR 1.27.)
- ☒ A copy of the Notice to File Missing Parts.
- ☒ A self-addressed, prepaid postcard for acknowledging receipt.
- ☒ Fees as calculated below:

FEE FOR (ONE, TWO OR THREE)-MONTH EXTENSION OF TIME	\$
SURCHARGE 37 CFR 1.16(e)	\$65.00
ADDITIONAL FEES	\$
TOTAL FEES SUBMITTED HERewith	\$65.00

- ☒ A check in the amount of \$65.00 to cover the above fees.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 14-1138. A duplicate copy of this sheet is enclosed.

Date: December 20, 2001

Georgia Evans
Registration No. 44,597

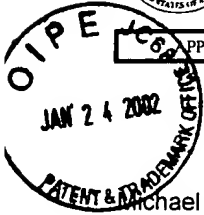
Nixon Peabody LLP
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Facsimile: (716) 263-1600

RS45443.1

Certificate of Mailing - 37 CFR 1.8(a)	
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the date below.	
Date 12/20	 Peggy Dimmyer

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UNITED STATES PATENT AND TRADEMARK OFFICE

 COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/982,821	10/18/2001	Paul Kostyniak	19226/2091 (R-5629)

CONFIRMATION NO. 8272

FORMALITIES LETTER



OC000000007110117

 Michael L. Goldman
 NIXON PEABODY LLP
 Clinton Square
 P.O. Box 31051
 Rochester, NY 14603

Date Mailed: 11/23/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

Paul T. Ba...
 Customer Service Center
 Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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